



PUBLIC NOTICE

Federal Communications Commission
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DA 03-1874
May 30, 2003

COMMENTS INVITED ON BELL SOUTH TELECOMMUNICATIONS, INC. APPLICATION TO DISCONTINUE DOMESTIC TELECOMMUNICATIONS SERVICES

Comp. Pol. File No. 650

Comments Due: June 13, 2003

Section 214 Application

Applicant: BellSouth Telecommunications, Inc.

On **May 13, 2003, BellSouth Telecommunications, Inc.** (BellSouth or Applicant) located at **675 West Peachtree Street, Atlanta, GA 30375-0001** filed an application with the Federal Communications Commission (FCC or Commission), requesting authority under section 214(a) of the Communications Act of 1934, as amended, 47 U.S.C. § 214(a), and section 63.71 of the Commission's rules, 47 C.F.R. § 63.71, to discontinue its tariffed intrastate ZipCONNECT service in Florida due to recent decisions of the North American Numbering Plan Administrator (NANPA) and the Florida Public Service Commission.

The application states that ZipCONNECT is a tariffed service that allows subscribers to receive calls at multiple locations within a Local Access Transport Area based on subscriber-selected parameters and via a single seven-digit telephone number. BellSouth indicates that this service is obsolete and available only on a "grandfathered" basis in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina and Tennessee. BellSouth further states that its service requires the use of the dedicated 203 central office code (NXX), and that the Florida State Public Service Commission has ordered that this 203 NXX must be returned to the NANPA by July 31, 2003.

BellSouth states that the instant application to discontinue service only applies to the nineteen (19) ZipCONNECT customers it serves in the state of Florida, and that it initially notified these customers by letter in July and August of 2002, followed by telephone calls or premise visits from January through March of 2003. The application indicates that BellSouth mailed a second set of notification letters to these customers on May 12, 2003. BellSouth states that as soon as the FCC authorizes discontinuance of this service, BellSouth will revise its Florida state tariffs to remove the service. BellSouth states that it is considered a dominant carrier with respect to the service to be discontinued.

In accordance with 47 C.F.R. § 63.71(c), the application will be deemed to be automatically granted on the sixtieth (60th) day after the release date of this notice, unless the Commission has notified the Applicant that the grant will not be automatically effective. Accordingly, pursuant to section 63.71(c), BellSouth cannot legally terminate service to its customers until at least the sixtieth day after the release of this Public Notice, in this case, July 29, 2003. The Commission will normally authorize proposed discontinuances of service unless it is shown that customers or other end users would be unable to receive service or a reasonable substitute from another carrier, or that the public convenience and necessity would be otherwise adversely affected.

This proceeding is considered a “permit but disclose” proceeding for purposes of the Commission's *ex parte* rules, 47 C.F.R. §§ 1.1200 - 1.1216. Comments objecting to this application must be filed with the Commission on or before **June 13, 2003**. Such comments should refer to **Comp. Pol. File No. 650**. Comments should include specific information about the impact of this proposed discontinuance on the commenter, including any inability to acquire reasonable substitute service. The original and four (4) copies of the comments should be sent to the Office of the Secretary, Federal Communications Commission, 445 12th Street, S.W., Room TW-A325, Washington, D.C. 20554. Two (2) copies of the comments should also be sent to the Competition Policy Division, Wireline Competition Bureau, Federal Communications Commission, 445 12th Street, S.W., Room 6-A207, Washington, D.C. 20554, Attention: Carmell Weathers. In addition, comments should be served upon the Applicant. Commenters are also requested to fax their comments to the FCC at (202) 418-2345, Attention: Carmell Weathers.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail (although we continue to experience delays in receiving U.S. Postal Service mail). The Commission's contractor, Vistrionix, Inc., will receive hand-delivered or messenger-delivered paper filings for the Commission's Secretary at 236 Massachusetts Avenue, N.E., Suite 110, Washington, D.C. 20002. The filing hours at this location are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes must be disposed of before entering the building. Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743. U.S. Postal Service first-class mail, Express Mail, and Priority Mail should be addressed to 445 12th Street, S.W., Washington, D.C. 20554. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

The application will be available for review and copying during regular business hours at the FCC Reference Center, Portals II, 445 12th Street, S.W., Room CY-A257, Washington, D.C. 20554, (202) 418-0270. A copy of the application may also be purchased from the Commission's copy contractor, Qualex International, Portals II, 445 12th Street, S.W., Room CY-B402, Washington, D.C. 20554, telephone (202) 863-2893, facsimile (202) 863-2898, or via e-mail at qualexint@aol.com.

For further information, contact Carmell Weathers, (202) 418-2325 (voice), cweather@fcc.gov, or Rodney McDonald, (202) 418-7513 (voice), rlmcdona@fcc.gov, of the Competition Policy Division, Wireline Competition Bureau. The TTY number is (202) 418-0484. For further information on procedures regarding Section 214 please visit http://www.fcc.gov/wcb/cpd/other_adjud.

-FEDERAL COMMUNICATIONS COMMISSION-